

THIRTY-SEVENTH DAY.

(Continued.)

Senate Chamber,
Austin, Texas, March 5, 1925.
The Senate was called to order by
Lieutenant Governor Miller.

Senate Bill No. 106.

Action recurred on the pending business from yesterday, S. B. No. 106, the question being on the pending amendment by Senator Wood, the same being a substitute for the bill.

After discussion, Senator Stuart moved that the bill be laid on the table, subject to call. The motion was lost.

Senator Stuart moved that the bill, a special order, be postponed and made a special order for 2 o'clock today.

The motion was adopted, by the following vote:

Yeas—22.

Berkeley.	Pollard.
Bowers.	Price.
Fairchild.	Real.
Floyd.	Reid.
Hardin of Erath.	Smith.
Hardin of Kaufman	Stuart.
Holbrook.	Triplett.
Lewis.	Wirtz.
Moore of Hunt.	Witt.
Murphy.	Wood.
Parr.	Woodward.

Nays—7.

Bledsoe.	Russek.
Davis.	Strong.
Moore of Cooke.	Ward.
Parnell.	

Present—Not Voting.

Bailey.

Absent.

Miller.

Refuse to Adjourn.

Senator Fairchild asked unanimous consent to take up a House Bill, but there was objection, and Senator Fairchild moved that the Senate adjourn until 5 minutes to 10 o'clock today.

The motion was lost.

Senate Bill No. 321.

Senator Holbrook called up S. B. No. 321 and moved that the Senate concur in the House amendments to the bill.

The motion to concur in the House amendments was adopted, by the following vote:

Yeas—29.

Bailey.	Pollard.
Berkeley.	Price.
Bledsoe.	Real.
Bowers.	Reid.
Davis.	Russek.
Floyd.	Smith.
Hardin of Erath.	Strong.
Hardin of Kaufman	Stuart.
Holbrook.	Triplett.
Lewis.	Ward.
Moore of Hunt.	Wirtz.
Moore of Cooke.	Witt.
Murphy.	Wood.
Parnell.	Woodward.
Parr.	

Nays—1.

Fairchild.

Absent.

Miller.

Bills and Resolutions.

(By Unanimous Consent.)

By Senator Holbrook:

S. B. No. 425. A bill to be entitled "An Act creating and establishing Sweeny Independent School District in Brazoria County, Texas, defining and describing it by metes and bounds, providing for election of trustees thereof, providing for it to assume the outstanding indebtedness of Sweeny Independent School District as heretofore created, vesting in it the title to all school property situated therein, providing for the government thereof as under the General Laws applicable to towns and villages incorporated for free school purposes only, providing for the extension of boundaries thereof, validating outstanding schoolhouse bonds and tax levies and assessments, and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Wood:

S. B. No. 426. A bill to be entitled "An Act to create a more efficient road system for Travis County, Texas, and making the county commissioners of said county, road commissioners, and prescribing their duties as such, and providing for their compensation as county commissioners, and for the performance of all their duties and annual salary payable monthly; providing for the holding of a monthly

regular session of said court, and fixing and requiring each county commissioner to enter into bond in the sum of (\$3,000.00) three thousand dollars, making it the duty of the county commissioners' court to first put in repair all roads heretofore constructed, graded, graveled and macadamized before proceeding to build new roads, to sectionize all graveled, macadamized and graded roads when placed in good condition, with authority to appoint, or contract, for a road-keeper for each of such sections of road, to keep the same in good repair, and further defining the duties of road-keeper; providing for the right of the county to occupy any lands for the purpose of opening, widening, straightening, macadamizing or building and constructing any road, or any part of road and for the purchase of gravel pits, stone deposits or other road building and keeping in repair any roads or part of roads, if the owner of such land and the county cannot agree upon the damage or price to be paid as fair compensation for the same to condemn the same as required and provided for condemnation proceedings by railway companies for right of way, designating manner of expending road and bridge fund in various sections of the county, right to purchase tools, animals, machinery for road purposes, and to employ and pay for labor, etc., right to work county convicts upon public roads, and amounts to be paid officers on their costs, and to make such necessary rules to govern the working of said convicts and to allow commutation to thoses for faithful service, etc., and providing for the escaped and recaptured convicts to work out cost of recapture; providing and requiring every owner of any farm or other land adjacent to or abutting on any public road in said county to remove all weeds and other growth from said road between the fence line of such owner and the center of said road for the full distance that his, her, or their, said land shall abut on said road, each year between the fifteenth of June and the fifth of July, and providing upon failure to do so, the same shall be removed under the direction of the commissioners' court and the cost of such removal shall become a lien against such abutting lands and shall be collected by suit and foreclosure of lien, together with all costs, including ten per centum attorney's fees to be allowed the county attorney for services

in such case; providing that every person liable for road duty under the General Laws of this State in Travis County shall on or before the first day of February of each year pay the county tax collector the sum of \$4.00, thereby to be rejected from county road duty, and providing upon failure to make such payment, he shall be required to work and render ten days' service on the public roads in his precinct, and providing for punishment for failure to do so work; providing for the working of public roads with labor to be performed by delinquent poll taxpayers, and providing for penalty for failure to render good work by such delinquent poll taxpayers; providing for the removal, abatement of any slaughter houses, slaughter pens, stock pens and feeding pens in said county that may become a nuisance, and making it the duty of each road commissioner to inspect the same and providing for a penalty for failure to abate such nuisance; providing for the punishment of any owner of any animals who shall leave his carcass, or dead body, upon or in any public road in said county or within one hundred yards therefrom; providing that this Act shall be taken notice of by all courts in the same manner as a General Law of the State, and it shall be construed to be cumulative or all General Laws of the State on all subjects to which it relates not in conflict therewith; and authorizing the commissioners' court to refund all outstanding floating and warrant indebtedness incurred prior to June 1, 1925, for road and bridge purposes; providing that this Act shall take the place of and repeal all other special road laws heretofore passed for the benefit of said Travis County public roads, and declaring an emergency."

Read first time and referred to Committee on Highways and Motor Traffic.

By Senator Wood:

S. B. No. 427, A bill to be entitled "An Act to empower and direct the Governor of the State of Texas, with the consent of the City of Austin, to cancel the lease heretofore made by the State of Texas to the City of Austin of certain land lying between the Colorado River and outlots one (1) and eleven (11) in division "Z," in the City of Austin, and declaring an emergency."

Read first time and referred to Committee on Public Lands and Land Offices.

By Senator Holbrook:

S. B. No. 428, A bill to be entitled "An Act amending Articles 492 and 504 of Chapter 5, Title 14, Revised Civil Statutes of 1911 of the State of Texas by providing that all bonds executed under Article 492, Revised Civil Statutes of 1911, shall become void and of no force and effect upon the filing and approval of a new annual bond, as provided for by said Article 491, Revised Civil Statutes of the State of Texas, and providing that the forms of bonds as provided in Article 504, Revised Civil Statutes of the State of Texas, shall be prepared by the Banking Board of the State of Texas, repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Read first time and referred to Committee on Banking.

S. C. R. No. 30.

By Senator Floyd:

Resolved by the Senate, the House of Representatives concurring, that Hon. R. T. Wilkinson, judge of the Seventy-sixth Judicial District of Texas, and any other district judge, be granted a leave of absence from the State during the months of July and August, 1925 and 1926, respectively.

The resolution was read and adopted.

S. J. R. No. 5

The Chair laid before the Senate, on second reading,

S. J. R. No. 5, A joint resolution "Amending a section of the Constitution of the State of Texas, as follows: 'Section 3 of Article 7, relating to taxation for free public school purposes and the distribution thereof, and providing free textbooks for certain scholastics'."

In discussing the resolution, Senator Moore of Hunt offered the following as a part of his remarks on the resolution:

In support of my position for modification of the free textbook provisions of the Constitution, I desire to have the following Associated Press dispatch printed in the Senate Journal as a part of my remark:

"Beaumont destroys 25,000 Textbooks"—Associated Press Dispatch to Statesman. Beaumont, Feb. 18.—More than 8000 school books will go into the city incinerator Wednesday

on State orders. These are a part of the textbooks retired in favor of new ones. Hundreds of these textbooks have been unboxed and leaves have never been cut. With the destruction of the last lot, the total number of new and used school books destroyed in this county after the adoption of next texts will be 24,638, and a fair valuation, according to school authorities, would be between \$25,000 and \$30,000. Donations of books are not allowed.

The resolution passed to engrossment, by the following vote:

Yeas—24.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Real.
Davis.	Reid.
Fairchild.	Smith.
Floyd.	Stuart.
Hardin of Erath.	Triplett.
Holbrook.	Ward.
Lewis.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Parnell.	Woodward.

Nays—5.

Bowers.	Price.
Hardin of Kaufman	Strong.
Murphy.	

Absent.

Miller.	Russek.
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Senate Joint Resolution No. 17.

The Chair laid before the Senate, on its second reading,

S. J. R. No. 17, being the same subject matter as S. J. R. No. 5.

Senator Wirtz moved that the resolution be laid on the table subject to call.

The motion was adopted.

Senate Bill No. 189.

The Chair laid before the Senate, on second reading and special order for this hour,

S. B. No. 189, A bill to be entitled "An Act reorganizing the State of Texas into supreme judicial districts for the purpose of constituting and organizing Court of Civil Appeals therein; creating the Eleventh Judicial District of Texas, with Eastland as the site of said court; providing for the appointment and qualification of the judges of said Eleventh Supreme Judicial District, and other officers thereof; providing for the

transfer of cases and regulating appeals from the lower courts of the counties constituting said Eleventh Supreme Judicial District of Texas, and declaring an emergency."

The bill was read second time, and

After discussion, Senator Parnell moved that this bill, as well as the other bills seeking to create a new Court of Civil Appeals, be laid on the table subject to call.

Senator Fairchild moved to table the motion to lay on the table subject to call, which motion was adopted.

The bill was then passed to engrossment.

On motion of Senator Hardin of Erath, the constitutional rule requiring bills to be read on three several days was suspended, and S. B. No. 189 put on its third reading and final passage, by the following vote:

Yeas—22.

Bailey.	Moore of Hunt.
Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Price.
Davis.	Reid.
Fairchild.	Russek.
Floyd.	Smith.
Hardin of Erath.	Strong.
Hardin of Kaufman	Triplett.
Holbrook.	Witt.
Lewis.	Wood.

Nays—5.

Moore of Cooke.	Ward.
Murphy.	Woodward.
Parnell.	

Absent.

Miller.	Stuart.
Real.	Wirtz.

S. B. No. 189 was laid before the Senate, read third time, and

Senator Murphy offered the following amendment:

Amend S. B. No. 189, by adding a new section: The Court of Civil Appeals for the First Supreme Judicial District shall hold its sessions in the city of Houston, Harris County, Texas.

The amendment was read and lost, by the following vote, a two-thirds vote being necessary:

Yeas—13.

Bledsoe.	Moore of Cooke.
Bowers.	Murphy.
Davis.	Parnell.
Lewis.	Pollard.

Strong.	Witt.
Stuart.	Wood.
Wirtz.	

Nays—15.

Bailey.	Price.
Berkeley.	Real.
Fairchild.	Reid.
Floyd.	Smith.
Hardin of Kaufman	Triplett.
Holbrook.	Ward.
Moore of Hunt.	Woodward.
Parr.	

Present—Not Voting.

Hardin of Erath.

Absent.

Miller.	Russek.
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Senator Parnell offered the following amendment:

Amend S. B. No. 189, Page 3, Line 11, by striking out all counties beginning at Baylor and ending at Callahan, and adding them to Second District.

The amendment was read and lost.

Senator Pollard offered the following amendment, which was read and adopted by unanimous consent, or a two-thirds vote:

Amend S. B. No. 189, by taking Van Zandt and Wood Counties out of the Fifth Supreme Judicial District and putting them in the Sixth Supreme Judicial District, and taking Fayette County out of the First Supreme Judicial District and placing same in the Third Supreme Judicial District.

Senator Woodward offered the following amendment, which was adopted, by a two-thirds vote:

Amend S. B. No. 189, by adding Runnels and Coke to the Third Supreme Judicial District and taking said counties from the Eleventh Supreme Judicial District.

The bill was then passed finally, by the following vote:

Yeas—23.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Reid.
Bowers.	Russek.
Davis.	Smith.
Fairchild.	Strong.
Floyd.	Triplett.
Hardin of Erath.	Ward.
Hardin of Kaufman	Wirtz.
Holbrook.	Witt.
Lewis.	Wood.
Moore of Hunt.	

Nays—5.

Moore of Cooke. Price
Murphy. Woodward.
Parnell.

Present—Not Voting.

Stuart.

Absent.

Miller. Real.

Senate Bill No. 286 Recommitted.

On motion of Senator Smith S. B. No. 286 was recommitted to the Committee on State Affairs.

Senate Bill No. 263.

The Chair laid before the Senate, on second reading,

S. B. No. 263, A bill to be entitled "An Act to amend Chapter 74 of the Acts of the Thirty-eighth Legislature at its Regular Session entitled 'An Act to amend Section 1 of an Act passed by the Thirty-fourth Legislature of Texas, and approved March 22, 1915, creating the Ninth Supreme Judicial District of Texas, the same being Chapter 70 of the Acts of the Regular Session of the Thirty-fourth Legislature, and to create the Tenth Supreme Judicial District of Texas, and to provide for the organization of a Court of Civil Appeals within said Tenth Supreme Judicial District and to repeal all laws in conflict herewith, and declaring an emergency."

The bill was read and laid on the table subject to call.

S. B. No. 302.

The Chair laid before the Senate on second reading,

S. B. No. 302, A bill to be entitled "An Act reorganizing the State of Texas into Supreme Judicial District for the purpose of constituting and organizing Courts of Civil Appeals herein; creating the Twelfth Supreme Judicial District of Texas, with Greenville as the site of said court; providing for the appointment and qualification of the judges of said Twelfth Supreme Judicial District, and other officers thereof; providing for the transfer of cases and regulating appeals from the lower courts of the counties constituting said Twelfth Supreme Dis-

trict of Texas, providing an appropriation for the maintenance of said court, and declaring an emergency."

Senator Moore of Hunt offered the following amendment, which was read and adopted:

Amend S. B. No. 302, page 625, of Senate Journal, by transferring Grayson and Collin Counties from District No. 12 to District No. 5, as printed on page 625 of the Senate Journal.

Senator Moore of Hunt offered the following amendment, which was read and lost.

Amend S. B. No. 302, page 625, of Senate Journal, by adding at the end of Section 2, the following:

Provided, that any person serving as a member of another Court of Civil Appeals when the court created by this Act is organized, whose legal residence or domicile is within the territorial limits of the district created hereby, shall have the option, to be exercised prior to the organization of said court, to either fix his domicile or legal residence within the territorial limits of the Supreme Judicial District of whose court he may then be a member, or to become a member of the court hereby created and as such, will be entitled to serve for the full period for which he was elected or appointed.

Senator Price offered the following amendments, separately, which were read and adopted:

(1) Amend S. B. No. 302, by striking from Section 12 of the bill the words "Fannin" and "Hopkins."

(2) Amend S. B. No. 302, by adding to Section 6 the following: "and Fannin and Hopkins."

On motion of Senator Moore of Hunt, the bill was laid on the table subject to call.

S. C. R. No. 31.

By Senator Bailey:

Whereas, Mr. Alexander Prichett, an ex-Confederate soldier, came to Texas about 13 or 14 years ago and has been a bona fide resident of Wilson County from the date of his arrival to the present time, and

Whereas, The said Alexander Prichett enlisted in the Confederate Army from the State of Mississippi and has not resided in this State long enough by a short time to meet the requirements of our laws for admission to the State Confederate Home, our statutes providing that an ex-Confederate who served

from another State must have resided in this State since 1910 in order to be eligible; therefore be it

Resolved by the Senate, The House of Representatives concurring, that the State Board of Control be and the same is hereby authorized to waive the matter of previous residence in the case of Mr. Alexander Prichett and admit him to the State Confederate Home in the regular way, if he is found to be otherwise eligible.

The resolution was read and adopted.

S. C. R. No. 32.

By Senator Parr:

Authorizing the Secretary of State of the State of Texas to advertise for bids on all of the unsold Revised Civil Statutes of 1911, and of the Penal Code and Code of Criminal Procedure and the unsold portion of the various Acts of the Legislature now remaining in the office of the Secretary of State.

The resolution was read and adopted.

Message From the House.

Hall of the House of Representatives,
Austin, Texas, March 4, 1925.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills and resolution:

H. B. No. 570, A bill to be entitled "An Act to create a more efficient road system for Jackson County, and declaring an emergency."

H. B. No. 572, A bill to be entitled "An Act creating a more efficient road system for Wharton County."

S. J. R. No. 20, relating to approval and ratification of Pecos River compact.

The House has adopted the report of the Free Conference Committee on S. B. No. 46.

The House has concurred in Senate amendment to H. B. No. 161.

The House has concurred in Senate amendment to H. B. No. 126.

Respectfully submitted,

C. L. PHINNEY,

Chief Clerk, House of Representatives.

House Bills on First Reading.

The following House Bills were laid before the Senate read severally first time and referred to appropriate committees:

H. B. No. 570, referred to Committee on State Highways and Motor Traffic.

H. B. No. 572, referred to Committee on Highways and Motor Traffic.

Senate Bill No. 160.

Senator Davis called from the table, and the Chair laid before the Senate, on second reading,

S. B. No. 160, A bill to be entitled "An Act to give the Supreme Court of Texas the power to make and establish all rules of civil procedure for the government of said court and the other courts of this State so as to expedite the dispatch of business therein, and to call to its assistance such judges and lawyers of the State as the Supreme Court may select to aid in formulating such rules, and to repeal such statutes of procedure as may be in force when such rules go into effect."

The bill was read; and

Senator Murphy moved that the further consideration of the bill be indefinitely postponed.

Recess.

On motion of Senator Wirtz the Senate, at 12 m., recessed until 2 o'clock today.

After Recess.

The Senate was called to order by Lieutenant Governor Miller.

Senate Bill No. 106.

Action recurred on the consideration of S. B. No. 106, postponed at the morning session and made a special order for this hour.

There was a pending amendment by Senator Wood, and Senator Wood offered the following two amendments to the amendment, which were read and adopted:

Amend the pending amendment to S. B. No. 106 by adding to Section 1 the following: "Provided that no physician shall prescribe a greater quantity than one pint of intoxicating liquor for any one person in a period of ten days."

Amend S. B. No. 106, as substituted, by striking out all of the first sentence of Section 2, as found on page 880 of the Senate Journal, and insert in lieu thereof the following: "Persons, firms or corporations engaged in the sale of drugs having and employing one or more duly licensed pharmacists may apply to

receive from the Comptroller of Public Accounts a permit to sell intoxicating liquors upon physicians' prescriptions, and all sales of intoxicating liquors, except in manner and form as herein provided, shall be and are hereby declared unlawful."

Senator Bowers offered the following amendment to the amendment, which was read and adopted:

Amend the pending substitute to S. B. No. 106, as follows:

Add a new Section 7a, as follows:

7a. No person, firm or corporation shall manufacture intoxicating liquor for medicinal or any other purposes without a permit from the State Comptroller of Public Accounts, which permit may be issued at the discretion of the Comptroller, according to his best information will comply in all respects with the law, provided, that no permit shall be issued unless the application is accompanied by a certificate of a district judge of the district in which the applicant resides, stating that, in his opinion the applicant is a law abiding citizen; that, in his opinion the permit is sought for legal purposes.

The Wood substitute bill, as an amendment and as amended, was adopted, by the following vote:

Yeas—17.

Bailey.	Murphy.
Berkeley.	Parr.
Bowers.	Real.
Davis.	Russek.
Fairchild.	Ward.
Floyd.	Wirtz.
Hardin of Kaufman.	Witt.
Holbrook.	Wood.
Miller.	

Nays—13.

Bledsoe.	Reid.
Lewis.	Smith.
Moore of Hunt.	Strong.
Moore of Cooke.	Stuart.
Parnell.	Triplett.
Pollard.	Woodward.
Price.	

Absent.

Hardin of Erath.

The bill, as amended, was passed to engrossment.

On motion of Senator Wood, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 106 put on its third reading and final passage, by the following vote:

Yeas—29.

Bailey.	Pollard.
Berkeley.	Price.
Bledsoe.	Real.
Bowers.	Reid.
Davis.	Russek.
Fairchild.	Smith.
Floyd.	Strong.
Holbrook.	Stuart.
Lewis.	Triplett.
Miller.	Ward.
Moore of Hunt.	Wirtz.
Moore of Cooke.	Witt.
Murphy.	Wood.
Parnell.	Woodward.
Parr.	

Nays—1.

Hardin of Kaufman.

Absent.

Hardin of Erath.

S. B. No. 106 was laid before the Senate, read third time, and Senator Wood offered the following amendment, which was adopted by a two-third vote:

Amend S. B. No. 106 by striking out the Caption, and substituting the following:

A bill to be entitled an Act making it unlawful for any person other than a physician duly licensed and practicing medicine under the laws of this State and holding a liquor permit to write a prescription for intoxicating liquors for any purpose; providing for what purpose said prescription shall be written and intended to be used; providing who shall furnish intoxicating liquors upon a physician's prescription; requiring detailed monthly reports to be filed with the district clerk of the county by each physician and by every person, firm or corporation, or owner, proprietor or manager of any firm or corporation; and providing that said statement under oath shall contain; providing that it shall be the duty of the district clerk to publish the statement filed and the fee to be charged for the filing and how said publication shall be paid for; providing for a penalty for the violation of the provisions of the Act; providing when the Comptroller of Public Accounts shall cancel permit, and declaring an emergency.

The bill was then passed finally, by the following vote:

Yeas—26.

Bailey.	Bowers.
Berkeley.	Davis.

Fairchild.	Reid.
Floyd.	Russek.
Holbrook.	Smith.
Lewis.	Strong.
Miller.	Stuart.
Moore of Hunt.	Triplett.
Moore of Cooke.	Ward.
Parnell.	Wirtz.
Parr.	Witt.
Pollard.	Wood.
Price.	Woodward.
Real.	

Nays—4.

Bledsoe.	Murphy.
Hardin of Kaufman	

Absent.

Hardin of Erath.

Senate Bill No. 379.

(By Unanimous Consent.)

The Chair laid before the Senate, on second reading,

S. B. No. 379, A bill to be entitled "An Act amending Acts of the Thirty-eighth Legislature, Second Called Session, Chapter 6, and providing that where the State of Texas, through the Game, Fish and Oyster Commissioner, has issued a permit to excavate and take from any island reef, bar, lake, river, creek, bayou or bay of this State marl, mud shell, oyster shell, sand and gravel, the State, at the request of the permit holder, shall have the right and power to condemn land for the purpose of erecting dredges and necessary equipments, railroad spurs, and of opening roads and passage-ways to said place of operations, including all such lands, right-of-way, easements and property aforesaid for the purpose of establishing and maintaining landings and providing moorings for barges and dredges and all equipments; and providing that the method of condemnation shall be the same as now provided by law in cases of railroads and providing that suit shall be instituted in the name of the State by the county attorney of the county in which the property or a part thereof affected by such proceedings is situated, and providing a fee of \$10.00 in each case for the county attorney in instituting such proceedings, to be collected as a part of the costs, and providing for all costs to be paid by either the permit holder or by the person against whom such proceeding are had, to be determined as in the case

of railroad condemnation proceedings, and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Bailey, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 379 put on its third reading and final passage, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Davis.	Reid.
Fairchild.	Russek.
Floyd.	Smith.
Hardin of Erath.	Strong.
Hardin of Kaufman	Stuart.
Holbrook.	Triplett.
Lewis.	Ward.
Miller.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Murphy.	Woodward.
Parnell.	

S. B. No. 379 was laid before the Senate, read third time and passed finally, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Davis.	Reid.
Fairchild.	Russek.
Floyd.	Smith.
Hardin of Erath.	Strong.
Hardin of Kaufman	Stuart.
Holbrook.	Triplett.
Lewis.	Ward.
Miller.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Murphy.	Woodward.
Parnell.	

Message From the Governor.

Austin, Texas, March 3, 1925.

Gentlemen of the Thirty-ninth Legislature, Capitol Building, Austin:

Complying with your request as set forth in House Concurrent Resolution No. 23, I am directed by the Governor to return herewith to you for correction and your further consideration, House Bill No. 218.

Respectfully submitted,

GHENT SANDERFORD,

Secretary to the Governor.

Senate Bill No. 405.

(By Unanimous Consent.)

The Chair laid before the Senate, on second reading.

S. B. No. 405, A bill to be entitled "An Act creating the Crawford Independent School District in McLennan County, Texas; defining its boundaries, including the present Crawford Independent School District; providing for a board of trustees in said district, conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the General Laws of Texas upon independent school districts and the boards of trustees thereof, or any other law or laws that may be hereafter enacted governing independent school districts created or incorporated for free school purposes only under the General Laws of this State; providing that the present board of trustees continue in office until the expiration of their respective terms; repealing all laws in conflict, and declaring an emergency."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Witt, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 405 put on its third reading and final passage, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Davis.	Reid.
Fairchild.	Russek.
Floyd.	Smith.
Hardin of Erath.	Strong.
Hardin of Kaufman.	Stuart.
Holbrook.	Triplett.
Lewis.	Ward.
Miller.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Murphy.	Woodward.
Parnell.	

S. B. No. 405 was laid before the Senate, read third time, and passed finally, by the following vote:

Yeas—31.

Bailey.	Bledsoe.
Berkeley.	Bowers.

Davis.	Price.
Fairchild.	Real.
Floyd.	Reid.
Hardin of Erath.	Russek.
Hardin of Kaufman.	Smith.
Holbrook.	Strong.
Lewis.	Stuart.
Miller.	Triplett.
Moore of Hunt.	Ward.
Moore of Cooke.	Wirtz.
Murphy.	Witt.
Parnell.	Wood.
Parr.	Woodward.
Pollard.	

Refused to Adjourn.

Senator Pollard moved that the Senate adjourn until 2:45 o'clock p. m. Wednesday. The motion was lost.

Senate Bill No. 381.

Senator Holbrook called from the table, and the Chair laid before the Senate,

S. B. No. 381, A bill to be entitled "An Act amending Articles 2425, 2428, 2429, 2431 and 2433 of the Revised Civil Statutes of 1911, as amended by Chapter 34 of the General Laws of the Regular Session of the Thirty-eighth Legislature relating to depositories, and declaring an emergency."

The bill had been read second time on a former date, and was passed to engrossment.

On motion of Senator Holbrook, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 381 put on its third reading and final passage, by the following vote:

Yeas—28.

Bailey.	Parnell.
Berkeley.	Parr.
Bledsoe.	Pollard.
Bowers.	Price.
Davis.	Reid.
Fairchild.	Russek.
Floyd.	Strong.
Hardin of Kaufman.	Stuart.
Holbrook.	Triplett.
Lewis.	Ward.
Miller.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Murphy.	Woodward.

Absent.

Hardin of Erath.	Smith.
Real.	

S. B. No. 381 was laid before the Senate, read third time, and Senator Murphy called for the reading of the bill in full.

Senator Wirtz moved that the further consideration of the bill be postponed and that the bill be laid on the table, subject to call.

The motion was lost, by the following vote:

Yeas—11.

Bledsoe.	Russek.
Bowers.	Stuart.
Hardin of Kaufman.	Wirtz.
Lewis.	Witt.
Murphy.	Wood.
Real.	

Nays—17.

Berkeley.	Pollard.
Davis.	Price.
Fairchild.	Reid.
Floyd.	Smith.
Holbrook.	Strong.
Miller.	Triplett.
Moore of Hunt.	Ward.
Moore of Cooke.	Woodward.
Parnell.	

Absent.

Bailey.	Parr.
Hardin of Erath.	

The bill was then read in full.

The bill was passed finally, by the following vote:

Yeas—25.

Bailey.	Real.
Berkeley.	Reid.
Bledsoe.	Russek.
Davis.	Smith.
Hardin of Erath.	Strong.
Holbrook.	Stuart.
Miller.	Triplett.
Moore of Hunt.	Ward.
Moore of Cooke.	Wirtz.
Murphy.	Witt.
Parnell.	Wood.
Pollard.	Woodward.
Price.	

Nays—2.

Bowers.	Lewis.
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Absent.

Fairchild.	Hardin of Kaufman.
Floyd.	Parr.

Senate Bill No. 402.

The Chair laid before the Senate, on second reading,

S. B. No. 402, A bill to be entitled "An Act amending Article 303 of the

Penal Code of the State of Texas so as to permit the sale of gasoline and lubricants on Sunday, and declaring an emergency."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Wood, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 402 put on its third reading and final passage, by the following vote:

Yeas—27.

Bailey.	Pollard.
Berkeley.	Price.
Bledsoe.	Real.
Bowers.	Reid.
Davis.	Russek.
Fairchild.	Strong.
Floyd.	Stuart.
Hardin of Erath.	Triplett.
Holbrook.	Ward.
Lewis.	Wirtz.
Miller.	Witt.
Moore of Hunt.	Wood.
Moore of Cooke.	Woodward.
Parnell.	

Nays—2.

Murphy.	Smith.
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Absent.

Hardin of Kaufman.Parr.

S. B. No. 402 was laid before the Senate, read third time and passed finally.

Senate Bill No. 292.

(By Unanimous Consent.)

The Chair laid before the Senate, on second reading,

S. B. No. 292, A bill to be entitled "An Act to amend Article 4859, Title 71, Chapter 7 of the Revised Statutes of 1911, as amended by Chapter 50 of the Acts of the Regular Session of the Thirty-sixth Legislature, approved March 13, 1919, by adding thereto Articles 4859a, 4859b, 4859c, 4859d and 4859e, so as to provide that there shall not be more than 2,000 members in any one class or group, and further providing that every local mutual aid association hereafter organized in this State shall first obtain a permit from the Commissioner of Insurance; providing that such associations shall have a president, and that the officer hav-

ing charge of the funds of such associations now or hereafter organized shall execute a bond to be approved by the president thereof and payable to him in the sum of not less than \$1,000.00 and \$1.00 for each member in excess of 1,000 members; providing penalties for violations of the provisions of this Act, and declaring an emergency."

The bill was read second time, and Senator Witt offered the following amendment:

Amend S. B. No. 292 by striking out Article 4859a, appearing on page 3

The amendment was read, and Senator Floyd moved to table the same, which motion to table was adopted, by the following vote:

Yeas—14.

Bailey.	Parnell.
Berkeley.	Price.
Davis.	Reid.
Fairchild.	Russek.
Floyd.	Strong.
Moore of Cooke.	Ward.
Murphy.	Wood.

Nays—10.

Bledsoe.	Pollard.
Hardin of Erath.	Real.
Lewis.	Smith.
Miller.	Triplett.
Moore of Hunt.	Witt.

Present—Not Voting.

Holbrook.	Wirtz.
Stuart.	Woodward.

Absent.

Bowers.	Parr.
Hardin of Kaufman.	

Senator Witt offered the following amendment:

Amend S. B. No. 292 by striking from Article 4859a the following words, beginning with the words "who shall" in line 16 and ending with "suit permit" in line 18.

The bill was passed to engrossment.

On motion of Senator Floyd, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 292 put on its third reading and final passage, by the following vote:

Yeas—27.

Bailey.	Fairchild.
Berkeley.	Floyd.
Bowers.	Hardin of Erath.
Davis.	Hardin of Kaufman.

Holbrook.	Reid.
Lewis.	Russek.
Miller.	Smith.
Moore of Hunt.	Strong.
Moore of Cooke.	Triplett.
Murphy.	Ward.
Parnell.	Wirtz.
Pollard.	Witt.
Price.	Wood.
Real.	

Nays—2.

Bledsoe.	Stuart.
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Present—Not Voting.

Woodward.	Absent.
Parr.	

S. B. No. 392 was laid before the Senate, read third time, and Senator Pollard moved that the further consideration be postponed and that the bill be laid on the table, subject to call.

The motion was adopted.

Senate Bill No. 160.

Action here recurred on S. B. No. 160, the pending business, the question being a motion to indefinitely postpone consideration of the bill.

The motion was adopted.

Senate Bill No. 372.

The Chair laid before the Senate, on second reading,

S. B. No. 372, A bill to be entitled "An Act to amend all that portion of S. B. No. 101 passed at the Regular Session of the Thirty-eighth Legislature and signed by the Governor contained under the section headed "Court of Civil Appeals, Sixth District, Texarkana," and above the section headed "Court of Civil Appeals, Seventh District, Amarillo," so that such section as amended will reduce the item of \$2,500.00 for bookcases for the year ending August 31, 1926, from \$2,500.00 to \$1,300.00; and adding a new line to such section providing for the year ending August 31, 1926, the sum of \$600.00, and for the year ending August 31, 1927, the sum of \$600.00 for porter hire, and the sum of \$100.00 for each of said fiscal years for bailiff, and declaring an emergency."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Price, the constitutional rule requiring bills to

be read on three several days was suspended, and S. B. No. 372 put on its third reading and final passage, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Davis.	Reid.
Fairchild.	Russek.
Floyd.	Smith.
Hardin of Erath.	Strong.
Hardin of Kaufman.	Stuart.
Holbrook.	Triplett.
Lewis.	Ward.
Miller.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Murphy.	Woodward.
Parnell.	

S. B. No. 372 was laid before the Senate, read third time, and passed finally, by the following vote:

Yeas—30.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Davis.	Reid.
Fairchild.	Russek.
Floyd.	Smith.
Hardin of Erath.	Strong.
Holbrook.	Stuart.
Lewis.	Triplett.
Miller.	Ward.
Moore of Hunt.	Wirtz.
Moore of Cooke.	Witt.
Murphy.	Wood.
Parnell.	Woodward.

Absent.

Hardin of Kaufman.

Senate Bill No. 384.

(By unanimous consent.)

The Chair laid before the Senate, on second reading:

S. B. No. 384, A bill to be entitled "An Act creating the Mumford Independent School District of Robertson County, Texas, as is included by the field notes as follows: Defining its boundaries, investing it with the rights, powers and duties and privileges of a district incorporated for school purposes under the General Law; providing for a board of trustees therefor; making provisions for taxation for school purposes in said district, and declaring an emergency."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Bowers, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 384 put on its third reading and final passage, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Davis.	Reid.
Fairchild.	Russek.
Floyd.	Smith.
Hardin of Erath.	Strong.
Hardin of Kaufman.	Stuart.
Holbrook.	Triplett.
Lewis.	Ward.
Miller.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Murphy.	Woodward.
Parnell.	

S. B. No. 384 was laid before the Senate, read third time, and passed finally, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Davis.	Reid.
Fairchild.	Russek.
Floyd.	Smith.
Hardin of Erath.	Strong.
Hardin of Kaufman.	Stuart.
Holbrook.	Triplett.
Lewis.	Ward.
Miller.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Murphy.	Woodward.
Parnell.	

Senate Bill No. 24.

The Chair laid before the Senate, on third reading.

S. B. No. 24, A bill to be entitled "An Act amending Articles 1492, 1493 and 1494, Revised Civil Statutes of Texas, providing procedure in the preparation and conduct of budgets of counties in which there is a county auditor, repealing all laws in conflict herewith, and declaring an emergency."

The bill was read third time and passed finally.

Senate Bill No. 235.

The Chair laid before the Senate, on third reading,

S. B. No. 235, A bill to be entitled "An Act amending Sections 4 and 6 of Chapter 78, of the General Laws of the Second Called Session of the Thirty-sixth Legislature, all of said sections relating to intoxicating liquors, and to distilled, malt, spirituous, vinous, fermented or alcoholic liquors and alcoholic liquids, compounds and preparations, patent and proprietary medicines or preparations or solutions; providing for better control prohibition and regulation of traffic in intoxicating liquors; prescribing necessary penalties and defining necessary offenses, and declaring an emergency."

The bill was read third time and passed finally.

Senator Stuart moved that the Senate adjourn until four o'clock Wednesday, and the motion was lost.

Senate Bill No. 275.

The Chair laid before the Senate, on second reading,

S. B. No. 275, A bill to be entitled "An Act to amend Title 113, Chapter 1, Revised Statutes of 1911, by adding thereto Article 6394 1/2, providing that in constructing, remodeling, or improving public buildings, where the amount involved exceeds five hundred dollars, to be done by competitive bidding and contract, authorizing injunction proceedings, and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Bledsoe, the constitutional rule requiring bills to be read on three several days was suspended and S. B. 275 put on its third reading and final passage, By the following vote:

Yeas—28.

Bailey.	Pollard.
Berkeley.	Price.
Bledsoe.	Real.
Bowers.	Reid.
Davis.	Russek.
Fairchild.	Smith.
Floyd.	Strong.
Hardin of Erath.	Stuart.
Holbrook.	Triplett.
Lewis.	Ward.
Miller.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Parnell.	Woodward.

Nays—1.

Murphy.

Absent.

Hardin of KaufmanParr.

S. B. No. 275 was laid before the Senate, read third time, and passed finally.

S. J. R. No. 9.

The Chair laid before the Senate, on second reading,

S. J. R. No. 9, A joint resolution "Relating to the amending of Article 16, Section 58, of the Constitution of the State of Texas, abolishing the Board of Prison Commissioners; providing for the supervision and management of the prison system, under such laws as may be provided for by the Legislature."

The resolution was read and passed to engrossment.

S. B. No. 3.—Free Conference Committee Report.

Senator Wood called up the Free Conference Committee report on S. B. No. 3.

The report was adopted.

Senate Bill No. 400.

(By Unanimous Consent.)

The Chair laid before the Senate on second reading,

S. B. No. 400, A bill to be entitled "An Act to amend Section 11, Chapter 16, of the Local and Special Laws enacted by the First Called Session of the Thirty-seventh Legislature in 1921, same being a special road law for Liberty County for the purpose of funding or refunding indebtedness incurred for road and bridge purposes, and declaring an emergency."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and passed to engrossment.

Senate Bill No. 409.

(By Unanimous Consent.)

The Chair laid before the Senate on second reading,

S. B. No. 409, A bill to be entitled "An Act creating Snyder Independent School District in Scurry County, Texas, etc."

The committee report, providing that the bill be not printed, was adopted.

The bill was read second time and

Senator Smith offered the following amendment, which was read and adopted:

Amend Section 1 of S. B. No. 409 by substituting for the metes and bounds as set forth in said Section 1 the following:

Beginning in the center of Section No. 96 in Block 3 of the H. & G. N. Ry. Co. surveys in said Scurry County;

Thence north $\frac{1}{2}$ mile to the north line of Section 96;

Thence east $\frac{1}{2}$ mile to the northeast corner of said Section 96;

Thence north about $4\frac{1}{2}$ miles to the middle point of the east line of Section No. 99 in said Block 3;

Thence west about $2\frac{1}{2}$ miles to the center of Section No. 157 in said Block 3;

Thence north about 1 mile to the center of Section No. 158 in said Block 3;

Thence west about $\frac{1}{2}$ mile to the west line of said Section No. 158;

Thence north $\frac{1}{2}$ mile and west 1 mile to the northwest corner of Section 177 in said Block 3;

Thence west about $1\frac{1}{2}$ miles to the east line of Block 97, H. & T. C. Ry. Co. surveys;

Thence south with said block line to a point directly west of the northwest corner of Section No. 10 of the J. P. Smith surveys;

Thence east to the northeast corner of the said Section 10;

Thence north to the southwest corner of Section 183;

Thence east to the southwest corner of Section 152;

Thence north to the middle of the west line of Section 152;

Thence east $2\frac{1}{2}$ miles to the place of beginning.

The bill was passed to engrossment.

On motion of Senator Smith, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 409 put on its third reading and final passage, by the following vote:

Yeas—31.

Bailey.	Davis.
Berkeley.	Fairchild.
Bledsoe.	Floyd.
Bowers.	Hardin of Erath.

Hardin of Kaufman	Reid.
Holbrook.	Russek.
Lewis.	Smith.
Miller.	Strong.
Moore of Hunt.	Stuart.
Moore of Cooke.	Triplett.
Murphy.	Ward.
Parnell.	Wirtz.
Parr.	Witt.
Pollard.	Wood.
Price.	Woodward.
Real.	

S. B. No. 409 was laid before the Senate, read third time, and passed finally, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Davis.	Reid.
Fairchild.	Russek.
Floyd.	Smith.
Hardin of Erath.	Strong.
Hardin of Kaufman	Stuart.
Holbrook.	Triplett.
Lewis.	Ward.
Miller.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Murphy.	Woodward.
Parnell.	

Senator Strong moved that the Senate adjourn until 4:10 o'clock Wednesday. The motion was lost.

Senate Bill No. 418.

(By Unanimous Consent.)

On motion of Senator Lewis, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 418 put on its third reading and final passage, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Davis.	Reid.
Fairchild.	Russek.
Floyd.	Smith.
Hardin of Erath.	Strong.
Hardin of Kaufman	Stuart.
Holbrook.	Triplett.
Lewis.	Ward.
Miller.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Murphy.	Woodward.
Parnell.	

The Chair laid before the Senate, on second reading,

S. B. No. 418, A bill to be entitled "An Act to amend Section 1, of Chapter 49 of the Local and Special Laws enacted by the Thirty-sixth Legislature at its Regular Session in 1919, same being a special road law for Grimes County, by repealing said Section 1 and substituting therefor the following, to permit the issuance of bonds by Grimes County for the purpose of funding or refunding indebtedness incurred for road and bridge purposes, and repealing all laws and parts of laws in conflict therewith, and declaring an emergency."

The Committee report, providing that the bill be not printed, was adopted.

The Senate rule requiring Committee reports to lie over for one day was suspended.

The bill was read second time, and Senator Lewis offered the following amendment, which was read and adopted:

Amend S. B. No. 418 by striking out the figure "6" in fixing the rate of interest and inserting in lieu thereof the figure "5 1/2."

The bill was passed to engrossment.

On motion of Senator Lewis, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 418 put on its third reading and final passage, by the following vote:

Yeas—31.

Bailey.	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Davis.	Reid.
Fairchild.	Russek.
Floyd.	Smith.
Hardin of Erath.	Strong.
Hardin of Kaufman	Stuart.
Holbrook.	Triplett.
Lewis.	Ward.
Miller.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Murphy.	Woodward.
Parnell.	

S. B. No. 418 was laid before the Senate, read third time, and passed finally, by the following vote:

Yeas—31.

Bailey.	Bledsoe.
Berkeley.	Bowers.

Davis.	Price.
Fairchild.	Real.
Floyd.	Reid.
Hardin of Erath.	Russek.
Hardin of Kaufman	Smith.
Holbrook.	Strong.
Lewis.	Stuart.
Miller.	Triplett.
Moore of Hunt.	Ward.
Moore of Cooke.	Wirtz.
Murphy.	Witt.
Parnell.	Wood.
Parr.	Woodward.
Pollard.	

H. C. R. No. 12.

The Chair laid before the Senate H. C. R. No. 12, relating to Texas Pioneer Days.

The resolution was read and adopted.

Bills Signed.

The Chair, Lieutenant Governor Miller, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

S. B. No. 257.
S. B. No. 328.
S. B. No. 285.
S. B. No. 258.
S. B. No. 243.
S. B. No. 215.
S. B. No. 319.
S. B. No. 273.
S. B. No. 344.
S. B. No. 242.
S. B. No. 300.
S. B. No. 317.
S. B. No. 299.
S. B. No. 339.
S. B. No. 254.
S. B. No. 253.
S. B. No. 21.
S. B. No. 361.
S. B. No. 330.
S. B. No. 337.
S. B. No. 321.
S. B. No. 46.
H. B. No. 108.
H. B. No. 374.
H. B. No. 299.
H. B. No. 294.
H. B. No. 293.
H. B. No. 376.
H. B. No. 415.
H. B. No. 308.
H. B. No. 267.
H. B. No. 210.
H. B. No. 394.
H. B. No. 146.
H. B. No. 136.
H. B. No. 137.

Adjournment.

On motion of Senator Parr, the Senate at 4:15 o'clock p. m. adjourned until 4:20 o'clock p. m., Wednesday.

APPENDIX.**Committee Reports.**

Committee Room,

Austin, Texas, March 4, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred

S. B. No. 418, A bill to be entitled "An Act to amend Section 1, of Chapter 49 of the Local and Special Laws enacted by the Thirty-sixth Legislature at its Regular Session in 1919, same being a special road law for Grimes County, by repealing said Section 1 and substituting therefor the following, to permit the issuance of bonds by Grimes County for the purpose of funding or refunding indebtedness incurred for road and bridge purposes, and repealing all laws and parts of laws in conflict therewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

FLOYD, Chairman.

Committee Room,

Austin, Texas, March 4, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred

H. B. No. 535, A bill to be entitled "An Act to amend Section 20, Chapter 118, Special Laws, passed at the Regular Session of the Thirty-fifth Legislature, the same being a special road law for Cherokee County, Texas, providing the method of handling funds derived from road district bonds, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

FLOYD, Chairman.

Committee Room,

Austin, Texas, March 4, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred

H. B. No. 570, A bill to be entitled "An Act to amend Section 4, Chapter 105 of the Local and Special Laws enacted by the Thirty-third Legislature at its Regular Session in 1913, same being a special road law for Jackson County, by adding thereto Section 4a to permit the issuance of bonds by Jackson County for the purpose of funding or refunding indebtedness incurred for road and bridge purposes, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

FLOYD, Chairman.

Committee Room,

Austin, Texas, March 4, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred,

S. B. No. 316, A bill to be entitled "An Act to reorganize the Thirty-ninth Judicial District of Texas, so as to omit therefrom the County of Throckmorton, fixing the terms of the holding of the district court in each of the counties in said Thirty-ninth Judicial District of Texas; placing the county of Throckmorton in the Ninety-second Judicial District of Texas, fixing the time for the holding of court by district court of the Ninety-second Judicial District of Texas in the counties of said district; transferring from the docket of the district court of Throckmorton County, Thirty-ninth Judicial District, all causes, motions and other matters to the docket of the district court in said county, Ninety-second Judicial District of Texas; perpetuating the Ninety-second Judicial District of Texas as created by Chapter Seventy-six (76) of the General Laws of the Thirty-eighth Legislature passed at its regular session and providing for the continuation in office of the judge of said district and prescribing the duties of other officers of said Ninety-second Judicial District in Throckmorton County; repealing all laws in conflict herewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate, with the recommendation that it do not pass, but that the committee substitute therefor, being a bill to be entitled,

"An Act to reorganize the Thirty-ninth Judicial District of Texas so as to omit therefrom the county of Throckmorton, fixing the terms of the holding of the district court in each of the counties in said Thirty-ninth Judicial District of Texas; placing the county of Throckmorton in the Ninety-second Judicial District of Texas, fixing the time for the holding of court by the district court of the Ninety-second Judicial District of Texas in the counties of said district; transferring from the docket of the district court of Throckmorton County, Thirty-ninth Judicial District, all cases, motions and other matters to the docket of the district court in said county, Ninety-second Judicial District of Texas; extending for a period of two years the Ninety-second Judicial District of Texas as created by Chapter Seventy-six (76) of the General Laws of the Thirty-eighth Legislature passed at its Regular Session and providing for the continuance of the judge of said district and prescribing the duties of other officers of said Ninety-second Judicial District in Throckmorton County, providing for the reverting to the Thirty-ninth Judicial District of Texas of the county of Throckmorton, and fixing the terms of court of said Thirty-ninth Judicial District of Texas as heretofore existing, and for the transfer of all motions, causes and proceedings then pending upon the docket of the district court of Throckmorton county, Ninety-second Judicial District to the district court of Throckmorton, Thirty-ninth Judicial District, upon the expiration of said two-year period; repealing all laws in conflict therewith, and declaring an emergency."

Which is hereto attached, be passed in lieu thereof, and be not printed.

PRICE, Chairman.

Committee Room,

Austin, Texas, March 4, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, of whom was referred

S. B. No. 284, A bill to be entitled "An Act to vest in the University of Texas the title to the property near

the intersection of Nineteenth Street and East Avenue in the City of Austin, Texas, consisting of Outlots Nos. sixty-four (64) and seventy-one (71) of Division "E" of said City of Austin, Travis County, Texas, and being the property formerly occupied by the State Blind Asylum, including all improvements, furnishings and fixtures thereon situated; and repealing all laws and parts of laws in conflict herewith."

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do not pass, but that the following substitute bill do pass, and be not printed in bill form, but that same be printed in the Journal.

WITT, Chairman.

Committee Substitute for Senate Bill No. 284.

By Witt.

S. B. No. 284.

A BILL

To Be Entitled

An Act to vest in the University of Texas the title to the property near the intersection of Nineteenth Street and East Avenue in the City of Austin, Texas, consisting of Outlots Nos. sixty-four (64) and seventy-one (71) of Division "E" of said City of Austin, Travis County, Texas, and being the property formerly occupied by the State Blind Institute, and authorizing the Board of Control to transfer and use all of said furnishings, fixtures and equipment in any other State institution where needed; repealing all laws and parts of laws in conflict herewith, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That the title to the property near the intersection of Nineteenth Street and East Avenue in the City of Austin, Travis County, Texas, consisting of Outlots Nos. sixty-four (64) and seventy-one (71) of Division "E" of said City of Austin, Travis County, Texas, and being the property formerly occupied by the State Blind Institute, including all improvements, excepting therefrom all furnishings, fixtures and equipment therein and thereon situated, is hereby vested in the University of Texas in fee simple, and the Board of Control is hereby authorized and empowered to transfer and use all of said furnishings, fixtures and equipment situated on and in the buildings and im-

provements on the property herein described in any other State institution where needed. It is understood, however, and hereby provided, that the Board of Control of the State of Texas shall be entitled to possession to all of said property herein described for the sole purpose of using the same as a hospital for the aged senile dementis patients until the first day of August, 1926, it being understood and hereby provided, that the Board of Control must on or before August 1, 1926, remove all such patients from such property and surrender such property to the University of Texas, except as herein provided.

Sec. 2. That all laws and parts of laws in conflict herewith are hereby repealed.

Sec. 3. The fact that other provisions for accommodation and care of the insane have been provided on and after August 1, 1926; that no provision has been made for the use of the property hereby vested in the University of Texas; that there is urgent need of the use of this property by the University of Texas; and that this bill should be passed at the present session of the Legislature, creates an emergency and imperative public necessity demanding the suspension of the constitutional rule requiring bills to be read on three several days in each House, and that this Act shall take effect and be in force from and after its passage, and said rule is hereby suspended, and it is so enacted.

Committee Room,

Austin, Texas, March 3, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Public Printing, to whom was referred H. C. R. No. 8,

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be printed in the Journal.

MOORE of Cooke, Chairman.

Committee Room,

Austin, Texas, March 4, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 416, A bill to be entitled "An Act creating the Huntington Independent School District, in Angelina County, including within the

bounds of said district the present Huntington Independent School District, defining the boundaries of said district, etc."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,

Austin, Texas, March 4, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 420, A bill to be entitled "An Act to create the Wills Independent School District in Montgomery County, Texas; defining its boundaries; to provide for the election of trustees, etc."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,

Austin, Texas, March 4, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 424, A bill to be entitled "An Act to amend Section 1 of Chapter 18, Special Laws of the Thirty-eighth Legislature, Third Called Session, the same being entitled 'An Act to amend Section 1, of H. B. No. 11 enacted by the Third Called Session of the Thirty-sixth Legislature, approved June 17, 1920, amending and revising the metes and bounds of the Miami Independent School District in Roberts County, adding additional territory thereto, and exempting same from present outstanding bonded indebtedness of said Miami Independent School District, continuing the present trustees in office, validating levies of taxes heretofore made, and declaring an emergency,' so that the said section shall hereafter read as herein set out, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,

Austin, Texas, March 4, 1925

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, of whom was referred S. B. No. 421, A bill to be entitled, "An Act to amend Section 7, Chapter 87, H. B. No. 428, Special Act of the Thirty-fourth Legislature, approved and made law on March 23, 1915, incorporating Comanche Independent School District in Comanche County, Texas, so that it shall be the duty of the board of trustees of said district to order an election to determine whether there shall be levied, assessed and collected upon all taxable property within said district a tax not to exceed the rate of \$1.50 on the \$100.00 valuation of said property in such district, for the purpose of supplementing said school funds apportioned to said district in lieu of the tax rate of 50c for said purpose of the \$100.00 valuation as provided in Section 7 of this Act, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

Committee Room,

Austin, Texas, March 4, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, of whom was referred S. B. No. 425, A bill to be entitled "An Act creating and establishing Sweeny Independent School District in Brazoria County, Texas; defining and describing it by metes and bounds, providing for election of trustees therefor; providing for it to assume the outstanding indebtedness of Sweeny Independent School District as heretofore created; vesting in it the title to all school property situated therein; providing for the government thereof as under the General Laws applicable to towns and villages incorporated for free school purposes only; providing for the extension of boundaries thereof; validating outstanding schoolhouse bonds and tax levies and assessments, and declaring an emergency."

Have had the same under consideration, and I am instructed to re-

port the same back to the Senate with the recommendation that it do pass, and be not printed.

WITT, Chairman.

(Floor Report.)

Senate Chamber,

Austin, Texas, March 4, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Banking, to whom was referred

S. B. No. 428, A bill to be entitled "An Act amending Articles 492 and 504 of Chapter 5, Title 14, Revised Civil Statutes of 1911 of the State of Texas by providing that all bonds executed under Article 492, Revised Civil Statutes of 1911, shall become void and of no force and effect upon the filing and approval of a new annual bond, as provided for said Article 491, Revised Civil Statutes of the State of Texas, and provided in Article 504, Revised Civil Statutes of the State of Texas, shall be prepared by the Banking Board of the State of Texas; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

HOLBROOK, Chairman.

Committee Room,

Austin, Texas, March 4, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred

S. B. No. 426, A bill to be entitled "An Act to create a more efficient road system for Travis County, Texas, etc."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be not printed.

FLOYD, Chairman.

Committee Room,

Austin, Texas, March 3, 1925.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

H. B. No. 67, A bill to be entitled "An Act prohibiting the doing of Acts hereinafter recited, to-wit:

(a) Going into or near any public place masked or disguised, and defining a public place.

(b) Going masked or disguised into or near any private house, or who demand or seek entrance therein, or disturb the inhabitants thereof.

(c) Going masked into a church or other place where people are assembled for religious purposes or services.

(d) The acting in concert of two or more persons when masked or disguised, or the aiding or abetting by said persons of each other, and the assaulting, when so disguised, by such persons of any other person, or the false imprisonment by such persons of any other person.

(e) The parading of any secret society or organization or a part of the members thereof, when masked or disguised upon or along any public road, or any street or alley of any city or town of this State, and declaring equally guilty other members of such society who aid, abet or encourage such parading, and declaring them to be offenses, and defining and fixing penalties for violation of the provisions of this Act, and declaring an emergency."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass, but that the accompanying Senate committee substitute bill do pass in lieu thereof, and be not printed.

Ward, Chairman; Strong, Fairchild, Smith, Woodward, Murphy, Stuart, Wood, Bowers, Miller.

Committee Room,
Austin, Texas, March 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 344 carefully examined and compared, and find same correctly enrolled, and have this day at 11:30 o'clock presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, March 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 254 carefully examined and compared, and find same correctly enrolled,

and have this day at 11:30 o'clock presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, March 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 339 carefully examined and compared, and find same correctly enrolled, and have this day at 11:30 o'clock presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, March 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 328 carefully examined and compared, and find same correctly enrolled, and have this day at 11:30 o'clock presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, March 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 321 carefully examined and compared, and find same correctly enrolled, and have this day at 11:30 o'clock presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, March 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 317 carefully examined and compared, and find same correctly enrolled, and have this day at 11:30 o'clock presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, March 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 299 carefully examined and compared, and find same correctly enrolled, and have this day at 11:30 o'clock presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, March 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 300 carefully examined and compared, and find same correctly enrolled, and have this day at 11:30 o'clock presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, March 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 215 carefully examined and compared, and find same correctly enrolled, and have this day at 11:30 o'clock presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, March 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 257 carefully examined and compared, and find same correctly enrolled, and have this day at 11:30 o'clock presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, March 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 337 carefully examined and compared, and find same correctly enrolled, and have this day at 11:30 o'clock presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, March 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 361 carefully examined and compared, and find same correctly enrolled, and have this day at 11:30 o'clock presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, March 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 285 carefully examined and compared, and find same correctly enrolled, and have this day at 11:30 o'clock presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, March 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 330 carefully examined and compared, and find same correctly enrolled, and have this day at 11:30 o'clock presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, March 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 253 carefully examined and compared, and find same correctly enrolled, and have this day at 11:30 o'clock presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, March 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 258 carefully examined and compared, and find same correctly enrolled, and have this day at 11:30 o'clock presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, March 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 243 carefully examined and compared, and find same correctly enrolled, and have this day at 11:30 o'clock presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, March 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 21 carefully examined and compared, and find same correctly enrolled, and have this day at 11:30 o'clock presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, March 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 242 carefully examined and compared, and find same correctly enrolled, and have this day at 11:30 o'clock presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, March 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 273 carefully examined and compared, and find same correctly enrolled, and have this day at 11:30 o'clock presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, March 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 319 carefully examined and compared, and find same correctly enrolled, and have this day at 11:30 o'clock presented same to the Governor for her approval.

FLOYD, Chairman.

Committee Room,
Austin, Texas, March 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on engrossed bills have had S. B. No. 395 carefully examined and compared, and find same correctly engrossed.

STRONG, Chairman.

Committee Room,
Austin, Texas, March 4, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on en-

grossed bills have had S. B. No. 241 carefully examined and compared, and find same correctly engrossed.

STRONG, Chairman.

Committee Room,
Austin, Texas, March 3, 1925.
Hon. Barry Miller, President of the Senate.

Sir: We your Committee on Public Printing to whom was referred H. C. R. No. 8,

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, and be printed in the Journal.

MOORE of Cooke, Chairman.

Following is the resolution in full:

By Rice.

H. C. R. No. 8.

HOUSE CONCURRENT RESOLUTION.

Providing for compiling and printing Legislative Manual of the Thirty-ninth Legislature, and printing copies of the Constitution of Texas.

Resolved by the House, the Senate concurring, That there be printed for the use of the House and Senate three hundred and fifty copies of the Texas Legislative Manual of the Thirty-ninth Legislature which shall contain the Constitution of Texas, the Rules of the Senate, the Rules of the House and the Joint Rules of the Senate and House, all of which shall be properly indexed, with such annotations as are necessary; a list of the standing committees of the two houses, the names of the Senators and Representatives, and their respective districts. It shall also contain the names of the officers of the House and Senate, and of the representatives of the press in attendance.

Two hundred copies to be bound in flexible moroco covers at a cost not to exceed fifty cents per copy above the cost of the same books in flexible cloth, according to the specifications of the contract with the public printer.

Provided further, that the name of each member and officer of the House and Senate be embossed upon the back of one copy of said manual, said copy to be the property of the member or officer whose name is upon said copy. Three-fourths of such copies shall be for the use of the House and one-fourth for the use of the Senate, and they shall be paid for out of the contingent funds of the two

houses in said proportion; provided that the public printer shall not be paid for composition but one time.

The said bound volumes to be in the hands of the members of the Legislature within thirty days from the passage of this resolution.

Provided further, that in addition to the two hundred copies to be bound in flexible Morocco, as herein provided, there shall be one hundred paper-bound copies printed and turned over to the Secretary of State for the use in the Legislature hereafter, and fifty copies to be delivered to the State Librarian for exchange with other State libraries; that the members of the press, working as such in the Thirty-ninth Legislature, be provided a copy of said manual by the Secretary of State; and

Provided further, that there shall be printed ten thousand copies of the constitution of the State of Texas in paper-bound pamphlet form and that each member of the House and Senate shall be entitled to twenty-five copies for distribution, and that the remainder shall be turned over to the Secretary of State for free distribution to the citizens of Texas, upon application therefor.

THIRTY-EIGHTH DAY.

Senate Chamber,
Austin, Texas.

Wednesday, March 4, 1925.

The Senate met at 4:20 o'clock p. m., pursuant to adjournment, and was called to order by Lieutenant Governor Miller.

The roll was called, a quorum being present, the following Senators answering to their names:

Bailey	Parr.
Berkeley.	Pollard.
Bledsoe.	Price.
Bowers.	Real.
Davis	Reid.
Fairchild.	Russek.
Floyd	Smith.
Hardin of Erath.	Strong.
Hardin of Kaufman	Stuart.
Holbrook.	Triplett.
Lewis.	Wirtz.
Moore of Hunt.	Witt.
Moore of Cooke.	Wood.
Murphy.	Woodward.
Parnell.	

Absent.

Miller. Ward.

Prayer by Rev. J. C. Mitchell, chaplain of the House of Representatives.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Davis.

Petition.

Austin, Texas, March 4, 1925.

Hon. Barry Miller, President of the Senate.

Sir: As the Regular Session of the Legislature is drawing to a close, I thought it best to call the attention of the Senate to the fact that the appropriation for the administration of the Pink Bollworm Law has not been passed, and in the closing days of the session, might fail to pass, because of the congestion of the calendar.

While the Pink Bollworm has been eradicated in the eastern part of the State, it has been found in the counties of Brewster, Presidio, Ward, Reeves, El Paso, Hudspeth and Pecos. The infestation in the counties of Brewster and Presidio is quite serious, the damage reaching as high as forty per cent on some farms. We have these counties under quarantine and have the seed sterilized at the gins and now require the seed to be crushed in the zone where grown, and require the lint to be shipped direct to the ports, and have the fields cleaned up and take every precaution we think necessary to keep this cotton pest from spreading to other localities.

The total expense of conducting this regulatory work during the last fiscal year was \$16,868.54, and the expense in the future should be about the same for each year.

We are not asking an additional appropriation, but request that you reappropriate the unexpended balance of the present appropriation for the next two years, and we will try to expend the funds judiciously, and to prevent the further spread of this pest.

Should you fail to make this appropriation, the Federal Government would probably intervene, for the protection of other states, and put on drastic quarantine regulations, that would be very expensive and oppressive to our citizens.

For the safety of the cotton industry, I earnestly request the members of the Senate to see that the bill making the appropriation for continuation of this work be passed before the session adjourns.